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JAMES W. CARR

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Opinion Committee

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**RQ-876**

FILE # ML-38004-96

I.D. # 38004

Office of the Attorney General  
P.O. Box 12548  
Austin, Texas 78711-2548

Attention: Rick Gilpin, Opinions Committee

Dear Mr. Gilpin:

A "common law" court is hearing cases in Victoria, Texas and of course is issuing judgments. Henry J. Sitka, Lavaca County Clerk, requested an opinion as to whether such a judgment can be legally filed of record in his office.

Enclosed is my reply to Mr. Sitka along with a letter from Assistant Attorney General David S. Morales.

Please advise whether a County Clerk has legal authority to accept or reject a common law judgment that is offered for filing in the Official Records of the County.

Thank you for your consideration.

Yours very truly,

A handwritten signature in black ink, appearing to read "JW Carr".

James W. Carr

JWC:drv

Enclosure

cc: Henry J. Sitka  
Lavaca County Clerk  
Hallettsville, Texas 77964